

No. 23-12737

**In the United States Court of Appeals
for the Eleventh Circuit**

YIFAN SHEN, ET AL.,
Plaintiffs-Appellants,

v.

COMMISSIONER, FLORIDA DEPARTMENT OF
AGRICULTURE, ET AL.,
Defendants-Appellees.

On Appeal from the United States District Court
for the Northern District of Florida
No. 4:23-cv-00208-AW-MAF

MOTION TO WITHDRAW AS COUNSEL

January 16, 2025

DANIEL E. NORDBY
Shutts & Bowen LLP
215 South Monroe Street, Suite 804
Tallahassee, FL 32301
(850) 241-1725
dnordby@shutts.com

Counsel for Defendants-Appellees

ASHLEY MOODY
Attorney General of Florida

HENRY C. WHITAKER
Solicitor General
DANIEL W. BELL
Chief Deputy Solicitor General
NATHAN A. FORRESTER
Senior Deputy Solicitor General
DAVID M. COSTELLO
Deputy Solicitor General
ROBERT S. SCHENCK
Assistant Solicitor General

PL-01, The Capitol
Tallahassee, FL 32399-1050
(850) 414-3300
henry.whitaker@myfloridalegal.com

**CERTIFICATE OF INTERESTED PERSONS AND
CORPORATE DISCLOSURE STATEMENT**

Defendants certify that, to the best of their knowledge, the following is a complete list of interested persons as required by Federal Rule of Appellate Procedure 26.1 and Eleventh Circuit Rules 26.1-1 to 26.1-3:

1. American Civil Liberties Union Foundation,
2. American Civil Liberties Union Foundation of Florida,
3. Anti-Racism Center of LMU Loyola Law School,
4. Aoki Center for Critical Race and Nation Studies at UC Davis School of Law,
5. Arkansas, State of,
6. Asian Americans Advancing Justice – Asian Law Caucus,
7. Asian Americans Advancing Justice – Atlanta,
8. Asian American Legal Defense & Education Fund,
9. Asian American Women’s Political Initiative,
10. Asian Law Alliance,
11. Asian Pacific American Bar Association of Tampa Bay,
12. Bailey, Andrew,
13. Bell, Daniel W.,
14. Boston University Center for Antiracist Research,

15. Butler, Steve,
16. Carr, Christopher M.,
17. Center for Civil Rights and Racial Justice at the University of Pittsburgh
School of Law,
18. Center for Immigration Law, Policy and Justice at Rutgers Law School,
19. Center on Race, Inequality, and the Law at New York University School
of Law,
20. Chang, Robert Seungchul,
21. Chin, Gabriel J.,
22. Chinese for Affirmative Action,
23. Clarke, Kristen,
24. Conference of Asian Pacific American Law Faculty,
25. Coody, Jason R.,
26. Costello, David M.,
27. Cuison-Villazor, Rose,
28. DeHeng Law Group, PC,
29. Fitch, Lynn,
30. Fitzgerald, Patricia,
31. Fitzpatrick, Martin A.,

32. Florida Office of the Attorney General,
33. Formella, John M.,
34. Forrester, Nathan A.,
35. Fred T. Korematsu Center for Law and Equality at Seattle University
School of Law,
36. Georgia, State of,
37. Gorski, Ashley Marie,
38. Griffin, Tim,
39. Handberg, Roger B.,
40. Harwell, Jr., Lacy R.,
41. Hispanic National Bar Association,
42. Idaho, State of,
43. Indiana, State of,
44. Jackley, Marty J.,
45. Jacobs, Arthur, I.,
46. Jadwat, Omar,
47. Japanese American Citizens League,
48. Jarwala, Alisha,
49. Kelly, J. Alex,

50. Knudsen, Austin,
51. Koo, Elizabeth L.,
52. Labrador, Raúl R.,
53. LaPointe, Markenzy,
54. Larizza, R.J.,
55. Latino Justice PRLDEF,
56. Lee, Dexter,
57. Li, Bethany Yue-Ping,
58. Liu, Yongxin,
59. Longfield, Timothy J.,
60. Maurer, Michael S.,
61. Mahfooz, Sidra,
62. Mississippi, State of,
63. Missouri, State of,
64. Montana, State of,
65. Moody, Ashley,
66. Multi-Choice Realty, LLC,
67. National Asian Pacific American Bar Association,
68. New Hampshire, State of,

69. Nordby, Daniel E.,
70. North Dakota, State of,
71. Pagnucco, Carrie,
72. Quinn Emanuel Urquhart & Sullivan, LLP,
73. Rather, Shaiba,
74. Reyes, Sean,
75. Rodriguez, Madeleine Kristine,
76. Rokita, Theodore E.,
77. Rundle, Katherine Fernandez,
78. Sayler, Erik Louis,
79. Schenck, Robert S.,
80. Shaffer, Derek Lawrence,
81. Shen, Yifan,
82. Shutts & Bowen, LLP,
83. Simpson, Wilton,
84. Song, Jian,
85. South Asian Bar Association of North America,
86. South Carolina, State of,
87. South Dakota, State of,

88. Taitz, Sarah Michelle,
89. Tang, Haiyan,
90. Tilley, Daniel Boaz,
91. Toomey, Patrick Christopher,
92. Turner, Joshua Nathaniel,
93. U.S. Department of Justice,
94. Utah, State of,
95. Wang, Xinxi,
96. Warren, Nicholas,
97. Whitaker, Henry C.,
98. Wilson, Alan,
99. Winsor, Honorable Allen C.,
100. Wofsy, Cody H.,
101. Wold, Theodore, J.,
102. Worrell, Monique,
103. Wrigley, Drew H.,
104. Xu, Zhiming,
105. Zafar, Noor,
106. Zaman, Razeen J.,

107. Zhu, Keliang

No publicly traded company or corporation has an interest in the outcome of this case or appeal.

MOTION TO WITHDRAW AS COUNSEL

I, Henry C. Whitaker, respectfully request leave to withdraw as counsel for defendants-appellees, the Chair of the Florida Real Estate Commission, Commissioner of the Florida Department of Agriculture and Consumer Services, and Secretary of the Florida Department of Economic Opportunity. I will be leaving the Office of the Attorney General on January 16, 2025. The defendants-appellees will continue to be represented by Daniel Bell, Nathan Forrester, David Costello, and Robert Schenck.

Dated: January 16, 2025

Respectfully submitted,

ASHLEY MOODY
Attorney General of Florida

/s/ Henry C. Whitaker

HENRY C. WHITAKER
Solicitor General

DANIEL W. BELL
Chief Deputy Solicitor General

NATHAN A. FORRESTER
Senior Deputy Solicitor General

DAVID M. COSTELLO
Deputy Solicitor General

ROBERT S. SCHENCK
Assistant Solicitor General

DANIEL E. NORDBY
Shutts & Bowen LLP
215 South Monroe Street, Suite 804
Tallahassee, FL 32301
(850) 241-1725
dnordby@shutts.com

Counsel for Defendants-Appellees

Office of the Attorney General
The Capitol, PL-01
Tallahassee, Florida 32399
(850) 414-3300
henry.whitaker@myfloridalegal.com

Counsel for Defendants-Appellees

CERTIFICATE OF SERVICE

I certify that on January 16, 2025, I electronically filed this document with the Clerk of Court using the Court's CM/ECF system, which will send a notice of docketing activity to all parties who are registered through CM/ECF.

/s/ Henry C. Whitaker
Solicitor General